

notices on the Bay Area, San Diego, South Coast, and Stanislaus nonattainment area plans (NAPs). Although the attainment date extension requests for carbon monoxide or ozone in these California NAPs were approved, they were only codified in 40 CFR 52.238, *Attainment dates for national standards*. This notice corrects 40 CFR 52.222, *Extensions*, to be consistent with § 52.238 and the NAPs. For Stanislaus County, § 52.238 is also corrected with respect to carbon monoxide. In addition, this notice corrects clerical errors in 40 CFR 52.220, *Identification of plan*, paragraph (c) (89) and (92). These corrections impose no new requirements.

Under 5 U.S.C. Section 605(b), the Administrator has certified that SIP approvals do not have a significant economic impact on a substantial number of small entities. (See 46 FR 8709). The Office of Management and Budget has exempted this rule from the requirements of Section 3 of Executive Order 12291.

Under the Clean Air Act, any petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by (60 days from today). This action may not be challenged later in proceedings to enforce its requirements. Incorporation by reference of the State Implementation Plan for the State of California was approved by the Director of the Federal Register on July 1, 1982 (Secs. 110, 172, and 301(a) of the Clean Air Act, as amended [42 U.S.C. 7410, 7502 and 7601(a)]).

#### List of Subjects in 40 CFR Part 52

Air pollution control, Ozone, Sulfur dioxides, Nitrogen dioxide, Lead, Particulate matter, Carbon monoxide, Hydrocarbons, Intergovernmental relation.

Dated: November 3, 1982.

Anne M. Gorsuch,  
Administrator.

#### PART 52—[AMENDED]

##### Subpart F—California

Subpart F of Part 52, Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

1. Section 52.220 paragraph (c) is amended by correcting paragraphs (c)(89)(iii)–(v) and (92)(vi)(A), and by adding paragraphs (c)(104)(iii), (124), and (125)(ii)(B) and (iii)–(vii) as follows:

#### § 52.220 Identification of plan.

(c) \* \* \*  
(89) \* \* \*

(iii) Yuba County APCD.  
(A) Amended Rules 3.8, 3.12, and 3.15.  
(iv) Imperial County APCD.  
(A) New Rule 418.1.  
(v) Monterey Bay Unified APCD.  
(A) New Rule 425.

(92) \* \* \*  
(vi) \* \* \*  
(A) New or amended Rule 1113.

(104) \* \* \*  
(iii) Fresno County APCD.  
(A) New or amended Rule 409.6.

(124) Revised regulations for the following APCDs submitted on August 6, 1982, by the Governor's designee.

(i) Bay Area AQMD.  
(A) New or amended Regulation 1: Rules 1–100, 1–112, 1–205, 1–233, 1–234, 1–235, 1–520, 1–522, 1–530, 1–540, 1–543, 1–544, and 1–602; Regulations 4: Rule 4–303; Regulation 5: Rules 5–208 and 5–402; and deletion of Regulation 6: Rule 6–132.  
(ii) Lake County APCD.

(A) New or amended Rules 630, 631, 660.1, 660.2, and 660.3.

(iii) San Joaquin County APCD.  
(A) New or amended Rules 203, 415, 503, and 521.

(iv) South Coast AQMD.  
(A) New or amended Rule 407.  
(v) Stanislaus County APCD.  
(A) New or amended Rules 203 and 503.

(vi) Del Norte County APCD.  
(A) New or amended Rules 616, 618, and 620.

(vii) Humboldt County APCD.  
(A) New or amended Rules 616, 618, and 620.

(viii) Mendocino County APCD.  
(A) New or amended Rules 610, 616, 618, and 620.

(ix) Northern Sonoma County APCD.  
(A) New or amended Rules 616, 618, and 620.

#### § 52.238 Attainment dates for national standards.

Air quality control region and nonattainment area	Pollutants					
	TSP		SO <sub>2</sub>		NO <sub>x</sub>	CO
	Primary	Secondary	Primary	Secondary		
San Joaquin Valley Intrastate:	*	*	*	*	*	*
g. Stanislaus County.....	h.....	h.....	e.....	e.....	e.....	i.....

4. Section 52.246 is amended by adding paragraph (b)(3)(iv) as follows:

#### § 52.246 Control of dry cleaning solvent vapor losses.

(b) \* \* \*

(x) Trinity County APCD.  
(A) New or amended Rules 616, 618, and 620.

(125) \* \* \*  
(ii) \* \* \*  
(B) New or amended Rules 303 and 304.

(iii) Monterey Bay Unified APCD.  
(A) New or amended Rule 422.

(iv) Shasta County APCD.  
(A) New or amended Rules 2:6, 2:7, 2:8, 2:9, 2:11 and 4:4.

(v) Tulare County APCD.  
(A) New or amended Rules 104 and 405.

(vi) Yolo-Solano APCD.  
(A) New or amended Rules 4.1 and 4.2.

(vii) Yuba County APCD.  
(A) New or amended Rule 9.6.

2. Section 52.222 is amended by revising (b)(5)(v) and by adding (d)(4)(iii), (8), (9) and (10) as follows:

#### § 52.222 Extensions.

(b) \* \* \*

(5) \* \* \*

(v) Stanislaus County APCD for CO and TSP.

(d) \* \* \*

(4) \* \* \*

(iii) Stanislaus County for O<sub>3</sub>.

(8) South Coast Air Basin for O<sub>3</sub> and CO.

(9) Bay Area Air Quality Management District for O<sub>3</sub> and CO.

(10) San Diego Air Basin for O<sub>3</sub> and CO.

3. In § 52.238 the entries for the San Joaquin Valley Intrastate are revised as follows:

(3) \* \* \*

(iv) Fresno County APCD.



## 40 CFR Part 52

[Docket No. RI 906; A-I-FRL-2234-7]

**Approval and Promulgation of Implementation Plans, Rhode Island; Sulfur-in-Fuel and Particulate Emission Limitations for Kenyon Piece Dye Works****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Final Rule.

**SUMMARY:** EPA is approving State Implementation Plan revisions submitted by the State of Rhode Island. These revisions provide Kenyon Piece Dye Works with one year long variances from the State's sulfur-in-fuel and particulate emission limitations. The intended effect of this action is to allow Kenyon to burn less expensive fuel.

**EFFECTIVE DATE:** November 10, 1982.

**ADDRESSES:** Copies of the submittal are available for public inspection at Room 2111, JFK Federal Building, Boston, MA 02203; Public Information Reference Unit, EPA Library, 401 M Street, SW., Washington, D.C. 20460; Office of the Federal Register, 1100 L Street, NW., Room 8401, Washington, D.C. 20408; and Air and Hazardous Materials Division, Room 204, 75 Davis Street, Providence, RI 02908.

**FOR FURTHER INFORMATION CONTACT:** Brian Hennessey (617) 223-5137.

**SUPPLEMENTARY INFORMATION:** On July 29, 1982, (47 FR 32741), EPA published a Notice of Proposed Rulemaking (NPR) approving one year variances for Kenyon Piece Dye Works from Regulations 8 (limiting the sulfur content in fuel) and 13 (particulate emission limitations). The revisions and the rationale for EPA's proposed action are explained in that NPR and will not be restated here. No public comments were received on the NPR. The July 29 NPR was parallel processed concurrently with Rhode Island's rulemaking procedures. The State's final submittal, dated July 1, 1982, included an additional permit condition for Kenyon which addressed the one stipulation in the NPR. This permit condition requires that Kenyon not exceed a particulate emission limitation of 0.15 pounds per million Btu actual input while burning the higher sulfur fuel. This substitute particulate emission limitation will protect air quality standards and will not allow the source to exceed increments established for the Prevention of Significant Deterioration.

**Action:** EPA is approving the State's July 1, 1982 submittal. It is effective for a period of up to one (1) year from today.

The Office of Management and Budget has exempted this rule from the requirements of Section 3 of Executive Order 12291.

Under Section 307(b)(1) of the Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by (60 days from today). This action may not be challenged later in proceedings to enforce its requirements. (See 307(b)(2).)

**List of Subjects in 40 CFR Part 52**

Air pollution control, Ozone, Sulfur oxides, Nitrogen dioxide, Lead, Particulate matter, Carbon monoxide, Hydrocarbons.

(Sec. 110(a) and Sec. 301(a), Clean Air Act, as amended (42 U.S.C. 7410(a) and 7601(a)))

Dated: November 4, 1982.

Anne M. Gorsuch,  
Administrator.

**Note.**—Incorporation by reference of the State Implementation Plan for the State of Rhode Island was approved by the Director of the Federal Register on July 1, 1982.

**PART 52—[AMENDED]**

Part 52 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

**Subpart 00—Rhode Island**

In § 52.2070, paragraph (c) is amended by adding subparagraph (16) as follows:

**§ 52.2070 Identification of plan.**

(c) \*\*\*  
(16) Variances from Regulations 8, "Sulfur Content in Fuels" and 13, "Particulate Emissions from Fossil Fired Steam or Hot Water Generating Units", for Kenyon Piece Dye Works, Richmond, submitted on July 1, 1982.

[FR Doc. 82-30883 Filed 11-9-82; 8:45 am]

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**40 CFR Part 52**

[A-6-FRL 2221-7]

**Approval and Promulgation of Implementation Plans; Texas Bulk Gasoline Plants, Bulk Terminals, and Service Station Stage I Vapor Recovery**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Final rule.

**SUMMARY:** This action approves revisions to the Texas State Implementation Plan (SIP) submitted by the Governor on April 13, 1979, and July 25, 1980. These revisions were proposed for approval by EPA in the August 5, 1982, issue of the *Federal Register* (47 FR 33991). The April 13, 1979, submittal revised Texas Air Control Board (TACB) Regulation V to provide control of volatile organic compound (VOC) emissions at gasoline bulk plants, bulk terminals, and from the filling of gasoline storage vessels at motor vehicle fuel dispensing facilities (Stage I vapor recovery at service stations). The July 25, 1980, submittal revised TACB Regulation V to specify a leak tight condition for vapor collection systems while operating at the three gasoline marketing operations noted above. In addition, this action promulgates test methods and procedures for vapor collection systems in use at the gasoline marketing operations. Further, this action exempts counties from federally promulgated regulations that control VOC emissions from the above mentioned gasoline marketing operations where approval of the revision causes equivalent federal and State Regulations to be applicable. This action corrects an error made in the July 1, 1982, issue of the *Federal Register* at 47 FR 28623.

**EFFECTIVE DATE:** December 10, 1982.

**ADDRESSES:** Incorporation by reference material is available for inspection during normal business hours at the following locations:

The Office of the Federal Register, 1100 L Street NW., Room 8401, Washington, D.C. 20460  
EPA, Public Information Reference Unit, 401 M Street SW., Room 2922, Washington, D.C. 20460

**FOR FURTHER INFORMATION CONTACT:** Richard Raybourne, SIP Section, 6AW-AS, Environmental Protection Agency, Region 6 Office, (214) 767-1518.

**SUPPLEMENTARY INFORMATION:** On November 6, 1973, at 38 FR 30643 and 44 (amended at 42 FR 37380, July 21, 1977) EPA promulgated regulations providing control of certain VOC sources in a total of 23 Texas counties. These regulations were promulgated because the State's ozone control strategy was determined to be inadequate with regard to attainment of the ozone standards within the time frame specified by the Clean Air Act (CAA). The federal regulations as written provide coverage for 12 counties in the Houston and San Antonio area (40 CFR 52.2285), and 11



counties in the Dallas-Fort Worth area (40 CFR 52.2286). The intent of both federal promulgations was to control VOC emissions from gasoline bulk terminals, bulk plants, and from the filling of gasoline storage vessels at motor vehicle fuel dispensing facilities (Stage I vapor recovery at service stations).

Pursuant to Part D of Title I of the Clean Air Act (CAA) as amended in 1977, the Governor of Texas submitted SIP revisions on April 13, 1979, after adequate notice and public hearing. As part of the ozone control strategy, these revisions provide control of VOC emissions via TACB Regulation V subsections 131.07.52.101-.104 (now 115.111-.113) regarding bulk terminals, 131.07.53.101-.103 (now 115.121-.123) regarding bulk plants, and 131.07.54.101-.105 (now 115.131-.135) regarding Stage I vapor recovery at service stations.

After evaluation of the State's submittal, EPA issued a final rule (45 FR 19231) on March 25, 1980 in which no action was taken regarding the State's revisions to the above referenced subsections. The no action specified that the Federal regulations would remain in effect for Harris, Galveston, Brazoria, Bexar, Dallas, and Tarrant Counties, based on differences between the State and Federal versions of the regulations. The State regulations were approved for El Paso, Nueces, Ector, Gregg, Jefferson, Orange and Travis Counties, since these counties were not covered by the federally promulgated regulations. EPA's evaluation of the State's submittal, "Review of Texas State Implementation Plan Revision of April 13, 1979; June 1979," discusses the differences between the State and Federal versions of the regulations. EPA reevaluated the State's submittal in light of information provided by the applicable Control Technique Guidelines for gasoline marketing operations and current EPA policy, and in the August 5, 1982 issue of the *Federal Register* proposed approval of the revisions for the reasons specified in the Agency's evaluation report.<sup>1</sup> Public comment was solicited on August 5, 1982 regarding the Agency's proposed action. No comments were received. By this action, EPA is approving the revisions regarding the above noted TACB gasoline marketing subsections.

#### Exemption From Federal Regulations

Approval of the State's above referenced subsections causes

equivalent Federal and State regulations to become applicable in certain counties. EPA is therefore exempting these counties from the Federal regulations to avoid a situation of overlapping requirements as follows:

Harris County is subject to all three State subsections, therefore EPA exempts Harris County from the federally promulgated regulations.

Dallas, Tarrant, Bexar, Brazoria, and Galveston Counties are subject to the State's subsections with regard to bulk terminals and Stage I vapor recovery at service stations. EPA is therefore exempting these counties from the federally promulgated regulations as they pertain to bulk terminals and Stage I vapor recovery at service stations.

#### Submittal of July 25, 1980

On July 25, 1980, the Governor of Texas submitted, among other things, TACB Regulation V subsection 115.261, "Control of Volatile Organic Compound Leaks From Gasoline Tank Trucks in Harris County," after adequate notice and public hearing. This subsection was submitted as a control measure required as part of the ozone nonattainment area control strategy developed to meet the requirements of Part D of Title I of the CAA, as amended in 1977. Subsection 115.261 was approved by EPA on May 3, 1982, at 47 FR 18857.

A related portion of the July 25, 1980 submittal specifies a leak tight condition for vapor collection systems while operating at the three gasoline marketing operations discussed previously in this notice. This portion of the submittal thus becomes an integral part of the State's applicable subsections, which are approved by this notice. The State, however, has not included appropriate test methods and procedures for determining compliance with the emission limitations for vapor collection systems as required by the State's subsections. The lack of such test methods renders these regulations federally unenforceable. EPA proposed to use the test methods and procedures adopted by the State of Louisiana and approved by EPA on October 29, 1981 (at 46 FR 53412) for the purpose of Federal enforcement for the affected vapor collection systems. By this action, EPA is approving the above mentioned portion of the July 25, 1980 submittal and promulgating the Louisiana test methods and procedures with regard to the affected vapor collection systems.

This action serves to correct an error in the July 1, 1982 *Federal Register* (47 FR 28623) which approved the deletion of five Texas Counties from Stage I vapor recovery for the filling of gasoline storage vessels at motor vehicle fuel

dispensing facilities. In the July 1 notice, paragraph (c)(40) of § 52.2270 of 40 CFR Part 52 was incorrectly amended by referencing Texas Air Control Board Regulation V Subchapter 115.131 (formerly 131.07.54). The correct reference is Subchapter 115.135 (formerly 131.07.54.105).

Under Executive Order 12291, today's action is not "Major." It has been submitted to the Office of Management and Budget (OMB) for review.

Under section 307(b)(1) of the Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit within 60 days of today's date. This action may not be challenged later in proceedings to enforce its requirements. [See section 307(b)(2)].

Incorporation by reference of the State Implementation Plan for Texas was approved by the Director of the Federal Register on July 1, 1982.

This notice of final rulemaking is issued under the authority of sections 110 and 172 of the Clean Air Act, 42 U.S.C. 7410 and 7502.

#### List of Subjects in 40 CFR Part 52

Air Pollution Control, Ozone, Sulfur oxides, Nitrogen dioxide, Lead, Particulate matter, Carbon monoxide, Hydrocarbons, Intergovernmental relations.

Dated: November 4, 1982.

Anne M. Gorsuch,  
Administrator.

#### PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Part 52 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

##### Subpart SS—Texas

1. In § 52.2270, paragraph (c) is amended by correcting subparagraph (40) and adding new subparagraphs (48) and (49) to read as follows:

##### § 52.2270 Identification of plan.

\* \* \* \* \*

(c) \* \* \*  
(40) Revisions to Subchapter 115.135 (formerly 131.07.54.105) of Regulation V were adopted by the Texas Air Control Board on September 7, 1979 and submitted by the Governor to EPA on November 2, 1979 (i.e., removal of Jefferson, Orange, El Paso, Nueces, and Travis Counties).

\* \* \* \* \*  
(48) Revisions to Subchapters 115.111-.113 (formerly 131.07.52.101-.104) regarding gasoline bulk terminals,

<sup>1</sup>EPA Review of Texas State Implementation Plan Revision: Bulk Gasoline Plants, Bulk Terminals, and Service Station Stage I Vapor Recovery, April 13, 1979; May, 1982.



115.123-.124 (formerly 131.07.53.101-.103) regarding gasoline bulk plants, and 115.131-.135 (formerly 131.07.54.101-.105) regarding the filling of gasoline storage vessels at motor vehicle fuel dispensing facilities (Stage I vapor recovery at service stations) of Regulation V for the counties of Harris, Galveston, Brazoria, Bexar, Dallas, and Tarrant were adopted by the Texas Air Control Board on March 30, 1979 and submitted by the Governor to EPA on April 13, 1979.

(49) Revisions to Subchapters 115.111 and .113 (formerly 131.07.52.101 and .103) regarding gasoline bulk terminals, 115.121 and .123 (formerly 131.07.53.101 and .103) regarding gasoline bulk plants, and 115.131, .132, and .135 (formerly 131.07.54.101, .102, and .105) regarding the filling of gasoline storage vessels at motor vehicle fuel dispensing facilities (Stage I vapor recovery at service stations) of Regulation V were adopted by the Texas Air Control Board on July 11, 1980 and submitted by the Governor to EPA on July 25, 1980.

2. In § 52.2275, paragraph (d) is revised to read as follows:

**§ 52.2275 Control strategy and regulations: Ozone.**

(d) For purposes of Federal enforcement, the following test methods shall be used:

(1) For perchloroethylene dry cleaning systems subject to §§ 115.221-.223 of Regulation V of the Texas Air Control Board (TACB) Regulations, compliance with the requirements therein shall be determined by the following test methods and procedures:

(i) There shall be no liquid leakage of volatile organic compounds from any perchloroethylene dry cleaning system. Liquid leakage shall be determined by visual inspection of the following sources:

- (A) Hose connections, unions, coupling and valves.
- (B) Machine door gasket and seating.
- (C) Filter head gasket and seating.
- (D) Pumps.
- (E) Base tanks and storage containers.
- (F) Water separators.
- (G) Filter sludge recovery.
- (H) Distillation units.
- (I) Divertor valves.
- (J) Saturated lint from lint basket.
- (K) Cartridge filters.

The dryer exhaust must be vented through a carbon adsorber or equivalent control system for a vented solvent concentration of 100 ppm or less before dilution as determined by utilizing equipment which has already been shown to meet this limitation. The amount of solvent in filter and distillation wastes shall be determined

by utilizing the test method described by the American National Standards Institute in the paper, "Standard Method of Test for Dilution of Gasoline-Engine Crankcase Oils."

(2) For petroleum refineries subject to §§ 115.251-.255 of Regulation V of the TACB Regulations, compliance with the requirements shall be determined by the following test methods and procedures:

(i) No component of any petroleum refinery shall be allowed to leak at a rate which would result in a volatile organic compound concentration exceeding 10,000 parts per million (ppm) when tested in the manner described in Appendix B of the OAQPS guideline series: "Control of Volatile Organic Compound Leaks from Petroleum Refinery Equipment," (EPA 450/2-78-036).

(3) For gasoline tank trucks subjects to §§ 15.261-.264 of Regulation V of the TACB Regulations and for vapor collection systems subject to §§ 115.111-.113, 115.121-.123, and 115.131-.135 of Regulation V of the TACB Regulations, compliance with the requirements therein shall be determined by the following test methods and procedures:

(i) *Gasoline tank trucks.* Gasoline tank trucks and their vapor collection systems shall not sustain a pressure change of more than three inches of water (0.75kPa) in five minutes when pressurized to eighteen inches of water (4.5kPa) or evacuated to six inches of water (1.45kPa) using the test procedure described in Appendix A of the OAQPS Guideline series: "Control of Volatile Organic Compound Leaks from Gasoline Tank Trucks and Vapor Collection Systems," December 1978, (EPA 450/2-78-051).

(ii) *Vapor collection system.* Loading and unloading operations shall not produce a reading equal to or greater than 100 percent of the lower explosive limit (LEL, measured as propane) at 2.5 centimeters around the perimeter of a potential leak source as detected by a combustible gas detector using the test procedure described in Appendix B of the OAQPS Guideline series: "Control of Volatile Organic Compound Leaks from Gasoline Tank Trucks and Vapor Collection Systems," December 1978, (EPA 450/2-78-051). Vapor collection and processing equipment shall be designed and operated to prevent tank truck gauge pressure from exceeding eighteen inches of water (4.5kPa) and prevent vacuum from exceeding six inches of water (1.5kPa).

3. In § 52.2285 paragraph (d) is amended to add new subparagraph (4) as follows:

**§ 52.2285 Control of evaporative losses from the filling of gasoline storage vessels in the Houston and San Antonio areas.**

(d) \*\*\*

(4) Any facility for loading and unloading of volatile organic compounds (including gasoline bulk terminals) in Bexar, Brazoria, Galveston and Harris Counties, any gasoline bulk plants in Harris County, and any filling of gasoline storage vessels (Stage I) for motor vehicle fuel dispensing facilities in Bexar, Brazoria, Galveston, and Harris Counties which is subject to Texas Air Control Board Regulation V subsections 115.111-.113, 115.121-.123, and 115.131-.135, respectively.

4. In § 52.2286 paragraph (d) is amended to add new subparagraph (4) as follows:

**§ 52.2286 Control of evaporative losses from the filling of gasoline storage vessels in the Dallas-Fort Worth area.**

(d) \*\*\*

(4) Any facility for loading and unloading of volatile organic compounds (including gasoline bulk terminals) in Dallas or Tarrant County, and any filling of gasoline storage vessels (Stage I) for motor vehicle fuel dispensing facilities in Dallas or Tarrant County which is subject to Texas Air Control Board Regulation V subsections 115.111-.113 and 115.131-.135, respectively.

[FR Doc. 82-30903 Filed 11-9-82; 8:45 am]

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**40 CFR Part 62**

[A-4-FRL 2220-6; GA-002]

**Approval of Portion of Georgia Plan To Control Total Reduced Sulfur from Existing Kraft Pulp Mills**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Final rule.

**SUMMARY:** This notice approves a major portion of Georgia's plan for controlling total reduced sulfur (TRS) from existing kraft pulp mills. Georgia's plan was submitted to EPA by the Governor's designee on January 8, 1982, to comply with the requirements of section 111(d) of the Clean Air Act. Section 111(d) requires States to develop plans to control emissions of designated pollutants from certain existing sources.

**DATE:** This action is effective December 10, 1982.

**ADDRESSES:** Copies of the materials submitted by the State may be